

RAPID RESPONSE DATA BRIEFING

CRITICAL RULEMAKING FOR 2030 CENSUS

July 14, 2026



Speakers

Beth Jarosz, Vice President, Association of Public Data Users

Allison Plyer, Co-Chair, Census Quality Reinforcement Task Force

Thomas Saenz, President and General Counsel, MALDEF

Terry Ao Minnis, Vice President of Census & Voting Programs, Asian Americans Advancing Justice (AAJC)

Christopher Steven Marcum, Senior Advisor, Federal Data Policy, Federation of American Scientists

Request for Proposed Rule for 2030 Census

Pending EO 12866 Regulatory Review

RIN: [0607-AA75](#)

Title: Decennial Census of the Population of Americans; Proposed Residence Criteria and Proposed Regulations for Demographic Questions

Agency/Subagency: DOC / CENSUS

Legal Deadline: None

International Impacts: No

Pandemic Response: No

Received Date: 06/25/2026

Stage: Proposed Rule

Economically Significant: No

Affordable Care Act [Pub. L. 111-148 & 111-152]: No

Dodd-Frank Wall Street Reform and Consumer Protection Act, [Pub. L. 111-203]:
No

[View EO 12866 Meetings](#)

[Request EO Meeting](#)

Predicted/potential changes

1. Changes to residence criteria to reclassify noncitizens as nonresident.
2. Addition of a citizenship question.
3. Changes in race/ethnicity questions.

10ish questions have been the standard for decades***

1. How many people were living here?
 - a. Were there any additional people?
2. Owned/rented?
3. Telephone number?*
4. Person N's name?
5. Person N's age and date of birth?
6. Person N's sex?
7. Person N Hispanic, Latino, or Spanish origin?
8. Person N's race?
9. Does this person usually live or stay somewhere else?*
10. How is this person related to Person 1?*

*Asked only of Person 1. **Asked only of Person 2+. ***1990 and 1980 included marital status. 1980 also included education.

Why are the “10 questions” important?

Strikes a balance between information needed for apportionment, redistricting, and other critical purposes and making it quick and easy to respond.

Note: Race, age, and sex have been asked of **every person** in **every U.S. census**.

More Detailed Questions Were in “Long Form,” Now in ACS

Social

Ancestry, Citizen Voting-Age Population, Citizenship Status, Disability Status, Educational Attainment, Fertility, Grandparents as Caregivers, Language Spoken at Home, Marital History, Marital Status, Migration/Residence 1 Year Ago, Place of Birth, School Enrollment, Undergraduate Field of Degree, Veteran Status; Period of Military Service, Year of Entry

Economic

Class of Worker, Commuting (Journey to Work) and Place of Work, Employment Status, Food Stamps/Supplemental Nutrition Assistance Program (SNAP), Health Insurance Coverage, Income and Earnings, Industry, Occupation, Poverty Status, Work Status Last Year

Housing

House Heating Fuel, Kitchen Facilities, Occupancy/Vacancy Status, Occupants per Room, Plumbing Facilities, Rent, Rooms, Selected Monthly Owner Costs, Telephone Service Available, Tenure (Owner/Renter), Units in Structure, Value of Home, Vehicles Available, Year Structure Built, Year Householder Moved Into Unit

Demographic

Age, Sex, Group Quarters Population, Hispanic or Latino Origin, Race, Relationship to Householder, Total Population

What are residence criteria?

Rules that determine where people are counted during a census based on the concept of “usual residence.”

Examples of why we need criteria:

- People who may be traveling for work or vacation on Census Day (April 1)
- People with more than one home
- Transient populations (e.g., seasonal workers, adventurers, unhoused persons)
- Deployed military personnel
- College students
- Incarcerated persons

What might be covered in residence criteria?

Missouri v. United States Department of Commerce

Missouri argues that “illegal aliens” and temporary visa holders should not be counted in reapportionment.

Louisiana v. United States Department of Commerce

Last Decade:

Alabama v. United States Department of Commerce (filed 2018)

What might be covered in residence criteria?

Commerce responded...

Case: 4:26-cv-00131-JAR Doc. #: 74 Filed: 06/26/26 Page: 5 of 6 PageID #: 649

this matter because Defendants have reached a significant stage of the rulemaking process for a 2030 Residence Rule through its submission of a proposed rule to OMB, which may ultimately obviate or significantly narrow many of the issues at the heart of this litigation. *See* Proposed Rule Submission; *see also* Compl. ¶¶ 202–31 (Counts Seven through Twelve are as to 2030 Census).

Could a citizenship question be added?

- Question was proposed in 2020, but failed on administrative procedures grounds
- Adding the question would increase operational cost and undermine quality of the 2030 Census count

Importance of race and ethnicity data

- Fundamental for enforcing civil rights, distributing government funds, and guiding public policy and other decision-making endeavors
 - Civil Rights/Anti-Discrimination Enforcement: Used to identify areas where minority groups may face systemic disadvantages
 - Resource allocation: Census Bureau [reported](#) more than \$2.8 trillion in federal funding was distributed in FY2021 based on census data; POGO [reported](#) more than \$2.24 trillion in FY2023
 - Guiding Policy & Other Decision-making: Used to identify problems and needs for specific communities and to develop efficient and effective solutions tailored to those needs
- Respect for self-identification/visibility
 - Individuals are the most authoritative sources of their own identities
 - All communities are important and should be able to “see” themselves in the fabric of America

What signs suggest a change?

- Race/ethnicity being removed from other data collections.
 - Low Income Home Energy Assistance Program (HHS) - FRN re: no data on race, ethnicity and gender for Annual Report on Households Assisted by LIHEAP
 - EEOC - proposed rule seeking to end collection of EEO-1, EEO-3, EEO-4, and EEO-5, which provides demographic data across private and public sectors
- Implementation of modernized race/ethnicity standards (2024 update of SPD 15) are being slowed or reversed.
 - 2027 ACS - FRN re: revisions to the ACS included supporting documents that specified the Census Bureau will not implement the new SPD 15 race and ethnicity standards beginning in 2027, walking back their position in a December 2025 FRN to implement.
 - After an initial 6-month delay, on March 27, 2026, OMB further pushed back the deadline for the submission of implementation plans to March 28, 2027 (initial plan was Sept. 28, 2025).
 - Deadline for full implementation of standards remains March 28, 2029.

Race and Ethnicity Standard Over the Years

- 1977 SPD 15
 - Initially developed in 1977 to ensure consistency on race and ethnicity data collection throughout the federal government
 - Racial categories of American Indian or Alaskan Native, Asian or Pacific Islander, Black, and White; ethnicity categories of Hispanic origin or Not of Hispanic origin
- 1997 SPD 15
 - Created separate categories for “Asian” and “Native Hawaiian or Other Pacific Islander”
 - Allowed respondents to report multiple races
- 2024 SPD 15
 - Collecting race and ethnicity data together as part of a single combined question.
 - Adding a new Middle Eastern or North African (MENA) ethnic category, no longer exclusively under the “White” racial category.
 - Requiring the collection of additional detailed race and ethnicity responses, allowing for data disaggregation.

What is a 12866 meeting?

EO 12866 establishes that the rulemaking process should be:

“more accessible and open to the public.”

OIRA offers the opportunity to meet with the public during their initial and final rule review periods.

OIRA

-  Listening mode
-  Cannot discuss details
-  May ask clarifying questions

PUBLIC

-  Scientific, economic, or technical data
-  Individual perspectives
-  Any other relevant information



EO 12866 meetings are typically scheduled for 30 minutes. Meetings with OIRA are not a substitute for the public comment process.

OIRA — The Office of Information and Regulatory Affairs

www.reginfo.gov

How to Request a 12866 Meeting tinyurl.com/census-12866

Requestor's Name *

First name

Last name

Are you requesting this meeting on behalf of: *

☒ Yourself (e.g., John Doe)

☐ Your organization (e.g., John's Small Business)

☐ Another person or organization (e.g., Doe Law Firm for Group X)

Email Address *

Confirm Email Address *

Confirm Email

Phone Number (Format: 123-456-7890 x123)

###-###-####x###

How to Request a 12866 Meeting tinyurl.com/census-12866

Attendees 0

In order to better facilitate your meeting request, please identify attendees who will be in attendance.

 Add Attendee

Name	Affiliation	Participation	Remove
No data			

Please provide your suggested date/time or other requests, including any requests for special accommodations:

Enter your requirements here...

500 characters remaining

Please provide a narrative description of what you will be presenting at your E.O. 12866 meeting:

Enter your description here...

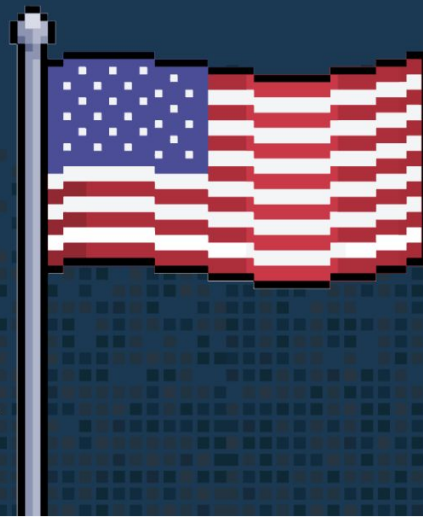
What's next?

Once the draft rule is released, there will be a public comment period. Start planning now.

For Early Warnings on Changes, Follow and Subscribe to dataindex.us

America's Data Index

Monitoring America's federal data infrastructure from dataset availability and new releases to planned and unplanned changes to collections.



Take Action Monthly Office Hours – 1st Friday of each month



MONTHLY OFFICE HOURS

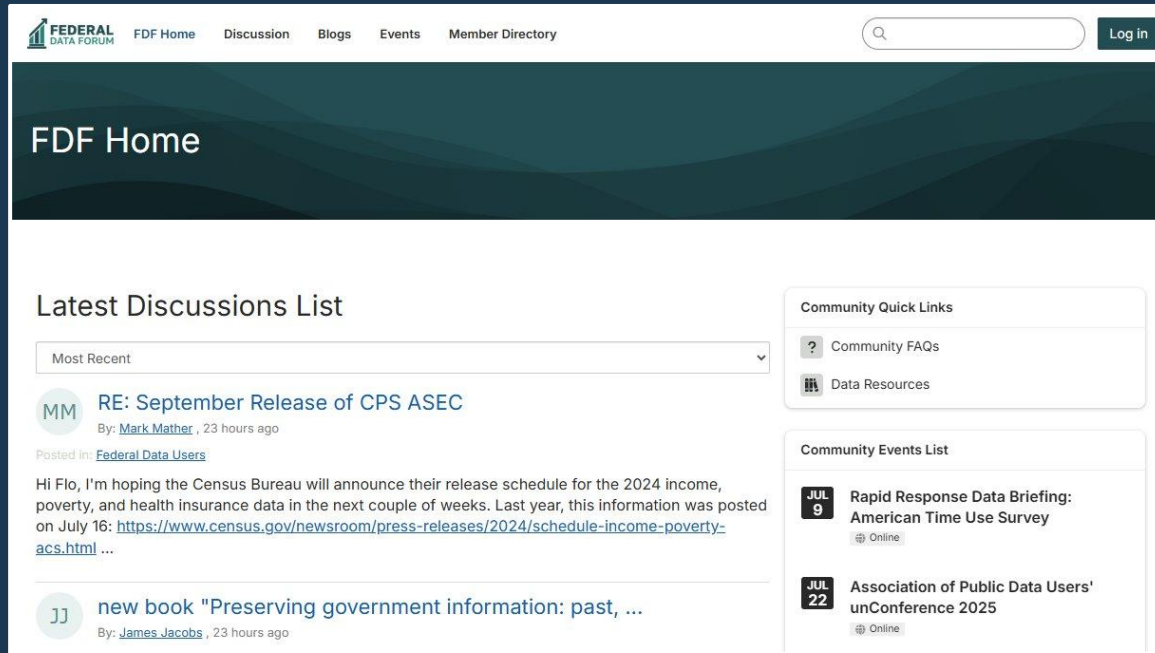
DROP IN, ASK QUESTIONS, AND GET
HELP CRAFTING EFFECTIVE PUBLIC
COMMENTS ON FEDERAL DATA



tinyurl.com/take-action-office-hours

To Keep Up to Date, Join the Federal Data Forum

federaldataforum.prb.org



The screenshot shows the homepage of the Federal Data Forum. At the top is a navigation bar with links: FDF Home, Discussion, Blogs, Events, and Member Directory. A search bar and a 'Log in' button are on the right. Below the navigation bar is a large banner with the text 'FDF Home'. The main content area is divided into two columns. The left column is titled 'Latest Discussions List' and features a dropdown menu set to 'Most Recent'. The first discussion is titled 'RE: September Release of CPS ASEC' by Mark Mather, posted 23 hours ago. The second discussion is titled 'new book "Preserving government information: past, ..."' by James Jacobs, also posted 23 hours ago. The right column contains two sections: 'Community Quick Links' with links to 'Community FAQs' and 'Data Resources', and 'Community Events List' featuring two events: 'Rapid Response Data Briefing: American Time Use Survey' on July 9 and 'Association of Public Data Users' unConference 2025' on July 22, both marked as 'Online'.

FDF Home

Latest Discussions List

Most Recent

RE: September Release of CPS ASEC
By: [Mark Mather](#), 23 hours ago
Posted in: [Federal Data Users](#)

Hi Flo, I'm hoping the Census Bureau will announce their release schedule for the 2024 income, poverty, and health insurance data in the next couple of weeks. Last year, this information was posted on July 16: <https://www.census.gov/newsroom/press-releases/2024/schedule-income-poverty-ac.html> ...

new book "Preserving government information: past, ..."
By: [James Jacobs](#), 23 hours ago

Community Quick Links

- Community FAQs
- Data Resources

Community Events List

- JUL 9** Rapid Response Data Briefing: American Time Use Survey
Online
- JUL 22** Association of Public Data Users' unConference 2025
Online

Take Action

Request a 12866 meeting at tinyurl.com/census-12866 (and let us know: email info@dataindex.us)

Check out dataindex.us

Register for Take Action Office Hours at tinyurl.com/take-action-office-hours

Check out federaldataforum.prb.org

